

Substitute for Form PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 033495-017
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/514430
INTERNATIONAL APPLICATION NO. PCT/EP03/004715	INTERNATIONAL FILING DATE May 6, 2003	PRIORITY DATE CLAIMED May 16, 2002
TITLE OF INVENTION PESTICIDAL PYRIDINECARBOXAMIDE DERIVATIVES		
APPLICANT(S) FOR DO/EO/US Koichi ARAKI, Tetsuya MURATA, Koshi GUNJIMA, Norihiko NAKAKURA, Eiichi SHIMOJO, Dale Robert MITCHELL, Henricus Maria Martinus BASTIAANS, David Stephen CARVER, Daniel ALLEN, Christian ARNOLD, Waltraud HEMPEL, Olga MALSAM and Jutta Maria WAIBEL		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission to items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (22) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))</p> <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
<p>Items 11 to 21 below concern document(s) or information included:</p> <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</p> <p>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: <u>Copies of 5 references listed on 1449, ISR (attached to copy of WO 03/097605 A1), PCT Request, IPER, PCT/IB/306, PCT/IB/308 and Application Data Sheet enclosed. Executed inventors' declaration to follow. Certified copy of priority document filed during international phase.</u></p> <p>21. <input checked="" type="checkbox"/> Applicant(s) requests that the published application include the following assignment information: <u>Bayer CropScience GmbH Brüningstrasse 50 65926 Frankfurt GERMANY</u></p>		

U.S. APPLICATION NO. <small>Unknown, see 37 CFR 1.101</small> 10/514430	INTERNATIONAL APPLICATION NO. PCT/EP03/004715	ATTORNEY'S DOCKET NUMBER 033495-017																																																
<p>22. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p>BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):</p> <p>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,110.00 (1611)</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$950.00 (1613)</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International search fee (37 CFR 1.445(a)(2)) paid to USPTO \$790.00 (1610)</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$750.00 (1609)</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (1612)</p>		CALCULATIONS PTO USE ONLY <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> ENTER APPROPRIATE BASIC FEE AMOUNT = <input type="text" value="950.00"/> </div> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Surcharge of \$130.00 (1617) for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 950.00 <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 130.00 </div> <table border="1" style="width: 100%; border-collapse: collapse; font-size: small;"> <thead> <tr> <th style="width: 25%;">CLAIMS</th> <th style="width: 25%;">NUMBER FILED</th> <th style="width: 25%;">NUMBER EXTRA</th> <th style="width: 25%;">RATE</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>21</td> <td>-20 =</td> <td>1 <input type="checkbox"/> \$18.00 (1615) \$ 18.00</td> </tr> <tr> <td>Independent Claims</td> <td>1</td> <td>- 3 =</td> <td>0 <input type="checkbox"/> \$88.00 (1614) \$ 0.00</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$300.00 (1616)</td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS = <input type="text" value="1,098.00"/></td> </tr> <tr> <td colspan="4" style="text-align: right;"><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. + <input type="text" value="0.00"/></td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL = <input type="text" value="1,098.00"/></td> </tr> <tr> <td colspan="4" style="text-align: right;">Processing fee of \$130.00 (1618) for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 0.00</td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL NATIONAL FEE = <input type="text" value="1,098.00"/></td> </tr> <tr> <td colspan="4" style="text-align: right;">Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (8021) per property + <input type="text" value="0.00"/></td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL FEES ENCLOSED = <input type="text" value="1,098.00"/></td> </tr> <tr> <td colspan="4" style="text-align: right;">Amount to be refunded : <input type="text" value=""/> charged : <input type="text" value=""/></td> </tr> </tbody> </table> <p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$ 1,098.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>02-4800</u> in the amount of <input type="text"/> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>02-4800</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Charge <input type="text"/> to credit card. Form PTO-2038 is attached.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>Burns, Doane, Swecker & Mathis, L.L.P. P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620</p> <p style="text-align: right;"> SIGNATURE _____ NAME _____ _____ NAME _____ _____ REGISTRATION NO. <input type="text" value="26,254"/> DATE <input type="text" value="November 16, 2004"/></p>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total Claims	21	-20 =	1 <input type="checkbox"/> \$18.00 (1615) \$ 18.00	Independent Claims	1	- 3 =	0 <input type="checkbox"/> \$88.00 (1614) \$ 0.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$300.00 (1616)	TOTAL OF ABOVE CALCULATIONS = <input type="text" value="1,098.00"/>				<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. + <input type="text" value="0.00"/>				SUBTOTAL = <input type="text" value="1,098.00"/>				Processing fee of \$130.00 (1618) for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 0.00				TOTAL NATIONAL FEE = <input type="text" value="1,098.00"/>				Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (8021) per property + <input type="text" value="0.00"/>				TOTAL FEES ENCLOSED = <input type="text" value="1,098.00"/>				Amount to be refunded : <input type="text" value=""/> charged : <input type="text" value=""/>			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																																															
Total Claims	21	-20 =	1 <input type="checkbox"/> \$18.00 (1615) \$ 18.00																																															
Independent Claims	1	- 3 =	0 <input type="checkbox"/> \$88.00 (1614) \$ 0.00																																															
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$300.00 (1616)																																															
TOTAL OF ABOVE CALCULATIONS = <input type="text" value="1,098.00"/>																																																		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. + <input type="text" value="0.00"/>																																																		
SUBTOTAL = <input type="text" value="1,098.00"/>																																																		
Processing fee of \$130.00 (1618) for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 0.00																																																		
TOTAL NATIONAL FEE = <input type="text" value="1,098.00"/>																																																		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (8021) per property + <input type="text" value="0.00"/>																																																		
TOTAL FEES ENCLOSED = <input type="text" value="1,098.00"/>																																																		
Amount to be refunded : <input type="text" value=""/> charged : <input type="text" value=""/>																																																		